## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NORTH CAROLINA WESTERN DIVISION

Criminal No. 5:06-CR-34-FL-1 Civil No. 5:11-CV-572-FL

)	
)	
)	
)	ORDER
)	
)	
)	
	) ) ) ) )

Having conducted an examination of petitioner's motion pursuant to Rule 4(b) of the Rules Governing § 2255 Proceedings and it appearing that dismissal is not warranted at this time, the United States Attorney is DIRECTED to file an Answer pursuant to Rule 5, Rules Governing § 2255 Proceedings, or to make such other response as appropriate to the above-captioned § 2255 Motion to Vacate, Set Aside or Correct Sentence, within **forty (40)** days of the filing of this order.

SO ORDERED. This 24th day of February, 2012.

/s/Louise W. Flanagan
LOUISE W. FLANAGAN
UNITED STATES DISTRICT JUDGE